(F to L) Single Bench (3)

IN THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. No. 8838 /2004

PETITIONER :- Ram Bharos Sahu, aged about 34 years S/o. Kripal Sahu, R/o. Bamurahadih, Post Bhatgaon, Tah. Mungeli, Distt. Bilaspur (C.G.).

VERSUS

RESPONDENTS :- 1. Jagmohan aged about 48 years, S/o. Itwari Satnami, R/o. Village Bhatgaon Tah. Mungeli, District Bilaspur (C.G.).

ORIGINAL PLAINTIFF

2. Mohan aged about 43 years, S/o. Johan Satnami,

3. Mohar aged about 37 years S/o. Johan Satnami.

4. Nahar Das @ Kishore aged about yrs. S/o Mohan Satnami.

All R/o. village Bhatgaon Tah. Mungeli, Distt. Bilaspur (C.G.).

5. Pratima Bai aged about 50 years W/o late Johan Satnami wife of Samaru Satnami, R/o. Village - Vicharpur Kanteli, Tah. Mungeli, Distt. Bilaspur (C.G.).

6. State of Chhattisgarh, Through - The collector, Distt. Bilaspur (C.G.).

ORIGINAL DEFENDANTS

P.R. No. 8841/04 Presented by Shri D.K. Bhadauria dated 13.10.04

RECEIVED COPY 13/10/04 Clerk to A.G. Bilaspur

WRIT PETITION UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA.

1) PARTICULARS OF THE PETITIONER :-

(29)

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 3838/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	20.1.2005 Shri Malay Kumar Bhaduri, counsel for the petitioner. Shri Sanjay S.Agrawal, Government Advocate for the State/respondent No.6. Heard. Learned counsel for the petitioner submits that instant petition has been filed by the petitioner against the order dated 1.9.2004 passed by learned 2nd Additional District Judge (F.T.C.), Mungeli, District Bilaspur whereby the first appeal of the petitioner has been dismissed on the ground of delay as well right to file appeal. Counsel submits that he wants to withdraw this petition with liberty to file second appeal in view of the recent judgment of the Hon'ble Apex Court reported in **AIR 2004 SCW 6513** between **Shyam Sundar Sharma Vs. Pannalal Jaiswal and others** and further prayed that the certified copy of the impugned order be returned to the petitioner. Prayer is allowed. The petition is dismissed as withdrawn with liberty aforesaid and Registry is directed to return the certified copy of the impugned order to the petitioner as per rules. **Sd/-** **L.C.Bhadoo** **Judge**	